



Docket No. 59131/JPW/AJM/AG

In re application of: Taka Aki Sato

Serial No.: 09/327,750

Examiner: R. Landsman

Filed : June 7, 1999

Group Art Unit: 1647

For : GENE ENCODING NADE, P75^{NTR}-ASSOCIATED CELL DEATH EXECUTOR AND USES THEREOF

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

December 8, 2004

S I R:

Transmitted herewith is an amendment to the above-identified application.

 X Small entity status of this application under 37 C.F.R. § 1.27 has been established by a verified statement previously submitted.

 A verified statement to establish small entity status under 37 C.F.R. § 1.27 is enclosed.

 X No additional fee is required.

The filing fee is calculated as follows:

| | NUMBER AFTER AMEND- MENT | | HIGHEST NUMBER PREVIOUSLY PAID FOR | | NUMBER OF EXTRA CLAIMS PRESENTED | | RATE | | FEE | |
|---|-----------------------------------|---|---|---|---|---|------------------------------|-----------------|-----------------|-----------------|
| | | | | | | | SMALL ENTITY | OTHER ENTITY | SMALL ENTITY | OTHER ENTITY |
| Total Claims | 9 | - | 23 | = | 0 | X | 9 | 18 | = | 0 |
| Indepen- dent Claims | 4 | - | 7 | = | 0 | X | 42 | 84 | = | 0 |
| Multiple Dependent Claim(s) Presented <u> </u> Yes <u> X </u> No For First Time: | | | | | | | 145 | 290 | | 0 |
| | | | | | | | TOTAL ADDITIONAL FEE \$ 0 | | | |

* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

** If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

*** If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0" in the space.

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The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment of the number of claims as originally filed.

____ Please charge Deposit Account No. _____ in the
amount of \$_____.

A check in the amount of \$_____ is enclosed.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-3125 . Three Copies of this sheet are enclosed.

 X Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.

| | |
|----------|---|
| <u>X</u> | Any patent application processing fees under 37 C.F.R. §1.17. |
|----------|---|

Respectfully submitted,

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:
~~Commissioner for Patents,~~
~~P.O. Box 1450~~
~~Alexandria, VA 22313-1450~~

Alan J. Morrison
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Dkt. 59131/JPW/AJM/AG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Taka-Aki Sato
U.S. Serial No. : 09/327,750 Examiner: R. Landsman
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1185 Avenue of the Americas
New York, NY 10036
December 8, 2004

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AMENDMENT IN RESPONSE TO SEPTEMBER 8, 2004 OFFICE ACTION

This Amendment is submitted in response to the September 8, 2004 Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the September 8, 2004 Office Action is due on December 8, 2004. Accordingly, this Amendment is being timely filed.

Please amend the subject application as follows: